

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT Appl. No.: 10/562,085

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Applicant(s): Verrier et al

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Examiner: Thomas, Timothy P

Title: USE OF N-ALKANOLS AS ACTIVATORS OF THE CFTR CHANNEL

Docket No.: 033339/305755

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Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RULE 37 C.F.R. § 1.132 DECLARATION
OF BRICE MARCET**

I, Brice Marcket, of Marseille, FRANCE do hereby declare and say as follows:

1. I am a named co-inventor, along with Bernard Verrier and Patrick Delmas, of an invention described and claimed in U.S. Patent Application Serial No. 10/562,085 ("the '085 Application"), entitled "Use of N-alkanols as activators of the CFTR channel."

2. I am a co-author of the article entitled *General anesthetic octanol and related compounds activate wild-type and delF508 cystic fibrosis chloride channels* ("the Marcket publication"), which was published in Vol. 141 of the British Journal of Pharmacology at pages 905-914. Bernard Verrier, Frédéric Becq, Caroline Norez and Patrick Delmas are also co-authors of the article. The Marcket publication describes my work and that of my co-inventors Brice Marcket and Patrick Delmas, and is the subject matter described and claimed in the '085 Application.

3. Frédéric Becq and Caroline Norez are co-authors of the Marcket publication. They are not co-inventors of the subject matter described and claimed in the '085 Application. Frédéric Becq and Caroline Norez contributed to the drafting of the Marcket publication but did not contribute to the invention described and claimed in the '085 Application.

4. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further

that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Brice Marcet

Date

16 September 2005